

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

ERIN A. D., ¹	:	Case No. 2:23-cv-1437
	:	
Plaintiff,	:	Magistrate Judge Peter B. Silvain, Jr.
	:	
v.	:	
	:	
COMMISSIONER OF THE SOCIAL	:	
SECURITY ADMINISTRATION,	:	
	:	
Defendant.	:	

ORDER

This matter is before the United States Magistrate Judge for consideration of the parties' joint motion to remand this case to the Commissioner for further administrative proceedings pursuant to the Fourth Sentence of 42 U.S.C. § 405(g). Based upon the stipulation of the parties and for good cause shown, **IT IS ORDERED THAT:**

1. The parties' Joint Motion to Remand (Doc. #8) is **GRANTED**;
2. The Clerk of Court is directed to enter Judgment in Plaintiff's favor under Fed. R. Civ. P. 58;
3. This matter is **REMANDED** to the Social Security Administration, pursuant to sentence four of 42 U.S.C. § 405(g), for further consideration consistent with this Order and the parties' stipulation; On remand, the Appeals Council will instruct the Administrative Law Judge to reevaluate the opinions of the State agency psychological medical consultant. The Administrative Law Judge will further evaluate the claimant's residual functional capacity and provide rationale with specific references to the evidence of record in support of the assessed limitations. The Administrative Law Judge will obtain supplemental evidence from a vocational expert to clarify the effect of the assessed limitations on the claimant's occupational base. The hypothetical questions should reflect the specific capacity/limitations established by the record as a whole. The Administrative Law Judge will ask the vocational expert to identify examples of appropriate jobs and to state the incidence of such jobs in the national economy. Further, before relying on the vocational expert evidence, the Administrative Law Judge will identify and resolve any conflicts between the occupational evidence provided by the vocational expert and information in the Dictionary of Occupational Titles and its companion publication, the Selected

¹ Pursuant to General Order 22-01, due to significant privacy concerns in Social Security cases, any opinion, order, judgment or other disposition in Social Security cases in the Southern District of Ohio shall refer to plaintiffs only by their first names and last initials.

Characteristics of Occupations. The Administrative Law Judge will also offer the claimant an opportunity for a hearing; take any further action needed to complete the administrative record; and issue a new decision; and

4. The case is terminated on the docket of this Court.

IT IS SO ORDERED.

June 28, 2023

s/Peter B. Silvain, Jr.

Peter B. Silvain, Jr.
United States Magistrate Judge